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Attorney Docket No.: SAM-0098

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AUG 12 2004IN THE UNITED STATES PATENT AND TRADEMARK OFFICEApplicant(s): Han-Ju Yu, *et al.*

Examiner: Parsons, C.

Serial No.: 09/484,974

Group Art Unit: 2613

Filing Date: January 18, 2000

Title: MOVING PICTURE EXPERTS GROUP DECODING APPARATUS AND
METHOD FOR CAPTION DISPLAYCERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

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RESPONSE AND REQUEST FOR RECONSIDERATION

Sir:

This is in response to the final Office Action mailed on April 29, 2004 and is filed within the shortened statutory period of three months.

Claims 1, 2 and 4 are rejected under 35 U.S.C. § 102(e) as being anticipated by Chauvel, *et al.* (U.S. Patent number 6,369,855). In view of the following remarks, the applicants request reconsideration of the rejections.

In his remarks, the Examiner refers to the applicants' specification at page 4 lines 26 through 28, where it is stated, "... the OSD object data is defined as data including information of the positions, sizes and colors of OSD characters to be displayed on a screen." The Examiner then relies on this statement to conclude that the Chauvel, *et al.* object data meets the applicants' claimed OSD object data. On this basis, the Examiner stands by his rejections. The applicants respectfully submit that the Examiner's reasoning misses the point of the applicants' position

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with regard to the rejections based on Chauvel, et al. and fails to address the language of the applicants' claims.

Whether the Chauvel, et al. object data is the applicants' claimed OSD object data is only marginally relevant to the applicants' claim language. The applicants argued previously and continue to maintain that the claimed invention converts or transforms caption data to OSD object data to permit display of caption data in the OSD object data format. The manner by which Chauvel, et al. defines its object data is irrelevant to this feature of the claimed invention. The claims clearly require conversion or transformation of caption data to OSD object data. The applicants previously argued this point, and the Examiner has failed to address this distinction. There is no disclosure or even suggestion anywhere in Chauvel, et al. of converting or transforming caption data to object data. The applicants submit again that the reason Chauvel, et al. does not contemplate conversion of caption data to object data is that Chauvel, et al. has a dedicated caption encoder 260 (see Chauvel, et al. at column 11 lines 27 through 31) for processing captions for display. It follows that Chauvel, et al. would not suggest the applicants' claimed transformation, since Chauvel, et al. has no need to perform the claimed transformation.

In view of the foregoing remarks and the arguments previously presented by the applicants, it is believed that the claims are allowable over Chauvel, et al. Accordingly, reconsideration of the rejections of the claims based on Chauvel, et al. is respectfully requested.

In reconsidering the present rejections, the Examiner is requested to kindly review and consider the arguments made previously by the applicants and to review the Chauvel, et al. patent, particularly the sections specifically referred to by the applicants. In the event that the present rejections are maintained, the Examiner is requested to address specifically the arguments made by the applicants and to refer specifically to the portions of Chauvel, et al. which anticipate or render obvious the applicants' claims. The applicants request that this at least include a

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specific reference to teaching or suggestion in Chauvel, et al. of transformation of caption data to OSD object data.

In view of the foregoing remarks, it is believed that all claims pending in the application are in condition for allowance, and such allowance is respectfully solicited. If a telephone conference will expedite prosecution of the application, the Examiner is invited to telephone the undersigned.

Respectfully submitted,

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